Attorney's Docket No.: 09857-071001

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel F. Moore et al. Art Unit: 3621

Serial No.: 10/046,652 Examiner: Cristina O. Sherr

Filed: January 14, 2002 Confirmation No.: 1073
Notice of Allowance Date: 3/28/08

Title : OPENING PRICE PROCESS FOR TRADING SYSTEM

#### MAIL STOP ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# RESPONSE TO NOTICE OF ALLOWANCE

In response to the Notice of Allowance mailed March 28, 2008, enclosed is a completed issue fee transmittal form PTOL-85b. Please charge the required fee of \$1740 to Deposit Account No. 06-1050.

Please apply any additional charges or credits to our Deposit Account No. 06-1050.

Data

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110

Telephone: (617) 542-5070 Facsimile: (877) 769-7945

21932590.doc

Respectfully submitted,

Denie G. Maloney

Reg. No. 29,670

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

(571) 273-2885 or Fax

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

26161

7590

03/28/2008

### FISH & RICHARDSON P.C. P.O. Box 1022 Minneapolis, MN 55440-1022

APPLICATION NO.	FILING DATE	l	EID CT NIA A	er a reminar		· · · · · · · · · · · · · · · · · · ·
10/046,652	01/14/2002	FIRST NAMED INVENTOR  Daniel F. Moore			ATTORNEY DOCKET NO.	CONFIRMATION NO.
20/040,002	· · · · · · · · · · · · · · · · · · ·	01/14/2002		F. Moore	09857-071001	1073
TITLE OF INVENTION: OPENING PRICE PROCESS FOR TRADING SYSTEM						
APPLN, TYPE	SMALL ENTITY	11221	E FEE	PUBLICATION FEE	TOTAL PEP(C) PUE	D. M. D. L.
nonprovisional	NO NO	\$1440		\$300	TOTAL FEE(S) DUE \$1740	DATE DUE
		•		<b>4</b> 500	31/40	06/28/2008
EXAMINER		ART UNIT		CLASS-SUBCLASS		
SHERR, CRISTINA O.		3621 705-075000				
1. Change of correspondence CFR 1.363).	address or indication of "Fee	Address" (37	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or  1. Fish & Richardson P.C.			
[ ] Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.			agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent			
[ ] "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.			attorneys or agents. If no name is listed, no name will be printed.			
3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)  PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.  (A) NAME OF ASSIGNEE  (B) RESIDENCE (CITY and STATE OR COUNTRY)						
The NASDAQ OMX Group, Inc. Rockville, MD						
Please check the appropriate assignee category or categories (will not be printed on the patent): [ ] individual [x] corporation or other private group entity [ ] government						
4a. The following fee(s) are enclosed:			4b. Payment of Fee(s):			
[X] Issue Fee			[ ] A check in the amount of the fee(s) is enclosed.			
[X] Publication Fee (No small entity discount permitted) [ ] Advance Order - # of Copies			[ ] Payment by credit card. Form PTO-2038 is attached. [X] The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to			
[ ] Natitative order in or copies			Deposit Account Number <u>06-1050</u> (enclose an extra copy of this form).			
5. Change in Entity Status (from status indicated above)						
[ ].a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. [ ]b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).						
The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.  NOTE: The issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered agent or; or the assignce or other party in interest as shown by the records of the Untied States Fagent and Trademark Office.						
(Authorized Signature)				(Date)		
Typed or Printed Name <u>Benis G. Malone</u>			Registration No. 29,670			
This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public public which is a 51-7-41-41. Vigoro						
This collection of information is required by 3 QFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 3 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.						

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

#### CERTIFICATE OF MAILING BY EFS-WEB FILING

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: June 25, 2008